

**UNITED STATES BANKRUPTCY COURT
Eastern District of Missouri
Thomas F. Eagleton U.S. Courthouse
111 South Tenth Street, Fourth Floor
St. Louis, MO 63102**

In re:
Candice P Mathes

**Case No.: 23-40080 – A659
Chapter: 13**

Debtor(s)

POST-CONFIRMATION ORDER AND NOTICE OF DISMISSAL

TO: ALL CREDITORS AND PARTIES IN INTEREST

PLEASE TAKE NOTE: THIS CASE IS BEFORE THE COURT FOR DISMISSAL FOR THE REASON(S) IDENTIFIED BY ☒ BELOW.

- ☐ **The Debtor(s)** moved to dismiss this case in accordance with 11 U.S.C. § 1307(b).
- ☐ **The Debtor(s)** failed to pay the filing fee on the terms set forth in the Order Approving Installment Fee Application previously entered in this case.
- ☐ **The Chapter 13 Trustee** orally moved to dismiss this case at the Chapter 13 confirmation hearing in accordance with ☐ 11 U.S.C. § 1307(c)(1) for unreasonable delay; or ☐ § 1307(c)(4) for failure to make plan payments.
- ☒ **The Chapter 13 Trustee** moved to dismiss this case in accordance with ☐ 11 U.S.C. § 1307(c)(1) for unreasonable delay; ☒ § 1307(c)(4) for failure to make plan payments; ☐ § 1307(c)(5) for denial of confirmation of a plan and denial of request for additional time for filing another plan or modification; ☐ § 1307(c)(6) for material default by the Debtor(s) with respect to a term of a confirmed plan; and/or ☐ abuse of the bankruptcy process. The Chapter 13 Trustee has certified that the Debtor(s) failed to respond to the motion. If the Debtor(s) did respond, the Court considered the response and provided opportunity for hearing;
- ☐ **The Chapter 13 Trustee** moved to dismiss this case for Debtor(s)' failure to turn over the tax return(s);
- ☐ **The Chapter 13 Trustee** moved to dismiss this case for Lack of Feasibility of the Chapter 13 Plan;
- ☐ **The Chapter 13 Trustee** moved to dismiss this case for Debtor(s)' failure to comply with a court order.
- ☐ **A Party in Interest** other than the Chapter 13 Trustee moved to dismiss this case in accordance with 11 U.S.C. § 1307(c), or for failure to comply with a court order or other abuse of the bankruptcy process, as more fully stated in the written motion, and after notice and hearing;
- ☐ **The Missouri Department of Revenue** moved to dismiss this case in accordance with 11 U.S.C. § 1307(c)(1) for unreasonable delay in filing tax return(s), and the Debtor(s) have failed to respond to the motion, or after notice and hearing;
- ☐ **The Court**, on its own motion or show cause, moved to dismiss this case under 11 U.S.C. § 105(a) for failure to comply with court order and/or abuse of the bankruptcy process.

Other Reason:

☐

ACCORDINGLY,

IT IS ORDERED that for the reasons set forth in the motion or as set forth on the record at hearing, the Motion to Dismiss identified in this notice is **GRANTED**;

IT IS FURTHER ORDERED Debtor(s)' employer(s) is/are directed to cease withholding from the Debtor(s)' wages in respect to this Chapter 13 case, and this Court's Order To Deduct From Wages or Other Income is hereby terminated.

IT IS FURTHER ORDERED for the reason(s) identified in this notice, this Chapter 13 case is **DISMISSED** prior to entry of an order of discharge, and the automatic stays of 11 U.S.C. § 362 are hereby terminated.

IT IS FURTHER ORDERED that the Chapter 13 Trustee, is directed to: pay any unpaid portion of the filing fee and disburse the remaining funds in accordance with the Debtor(s)' confirmed plan. The Trustee shall promptly file their final report and upon so doing is discharged as Trustee and is relieved of and discharged from their bond.

IT IS FURTHER ORDERED that all requests for payment of administrative expenses pursuant to 11 U.S.C. § 503(b) must be filed with the Court and a copy must be sent to the Chapter 13 Trustee within 14 days of the date of this order.

IT IS FURTHER ORDERED that any matters not previously disposed will be denied as moot on the filing of the Chapter 13 Trustee's final report.



IT IS FURTHER ORDERED that this case is dismissed under U.S.C. § 109(g) and the Debtor(s) is/are prohibited from filing a petition under Title 11 of the United States Bankruptcy Code for 180 days following the date of dismissal.



IT IS FURTHER ORDERED that this case is dismissed with prejudice and the Debtor(s) is/are prohibited from filing a petition under Title 11 of the United States Bankruptcy Code for 180 days following the date of dismissal.



IT IS FURTHER ORDERED that since the Debtor(s) owe(s) \$ for the filing fee in this case, the Debtor(s) **MUST PAY THIS AMOUNT TO THE COURT WITHIN FIVE BUSINESS DAYS OF THIS ORDER.** If the Debtor(s) fail(s) to pay the amount owed to the Court within five business days, the Debtor(s) is/are prohibited from filing a petition under Title 11 of the United States Bankruptcy Code for 180 days following the date of dismissal. If the Debtor(s) file(s) a subsequent bankruptcy case while prior filing fees remain outstanding, the Court will ordinarily deny any Application to Pay Filing Fees in Installments in the subsequent case.

Kathy A. Summitt-States

U.S. Bankruptcy Judge

Dated: 8/25/23
St. Louis, Missouri
Rev. 01/23 post13ds

United States Bankruptcy Court

Eastern District of Missouri

In re:
Candice P Mathes
Debtor

Case No. 23-40080-kss
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0865-4

User: admin

Page 1 of 3

Date Rcvd: Aug 25, 2023

Form ID: post13ds

Total Noticed: 24

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
++	Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. § 342(f)/Fed. R. Bank. P. 2002(g)(4).

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 27, 2023:

Recip ID	Recipient Name and Address
db	+ Candice P Mathes, 2457 Mary Ave, Saint Louis, MO 63144-2031
cr	+ Electro Savings Credit Union, c/o Riezman Berger, P.C., 7700 Bonhomme Avenue, 7th Floor, St. Louis, MO 63105-1960
25330623	++ JEFFERSON CAPITAL SYSTEMS LLC, PO BOX 7999, SAINT CLOUD MN 56302-7999 address filed with court., Jefferson Capital Systems LLC, Po Box 7999, Saint Cloud MN 56302-9617

TOTAL: 3

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: rb_bank@riezmanberger.com	Aug 25 2023 22:56:00	Electro Savings Credit Union, c/o Riezman Berger, P.C., 7700 Bonhomme Avenue, 7th Floor, St. Louis, MO 63105-1960
cr	+ Email/Text: ecfnofices@dor.mo.gov	Aug 25 2023 22:55:00	Missouri Department of Revenue, Bankruptcy Unit, PO Box 475, 301 W High St, Jefferson City, MO 65101-1517
cr	+ EDI: PRA.COM	Aug 26 2023 02:18:00	PRA Receivables Management LLC, PO Box 41067, Norfolk, VA 23541-1067
25311993	+ EDI: WFNNB.COM	Aug 26 2023 02:18:00	Comenity Bk/Ulta, Attn: Bankruptcy Dept, Po Box 182125, Columbus, OH 43218-2125
25368859	+ Email/Text: ecfnofices@dor.mo.gov	Aug 25 2023 22:55:00	DEPARTMENT OF REVENUE, PO BOX 475, JEFFERSON CITY MO 65105-0475
25311994	Email/Text: bankruptcy@escu.org	Aug 25 2023 22:55:00	Electro Savings Credit Union, PO Box 28505, Saint Louis, MO 63146
25317828	+ Email/Text: bankruptcy@escu.org	Aug 25 2023 22:55:00	Electro Savings Credit Union, 1805 Craigshire Drive, St.Louis MO 63146-4019
25311995	+ EDI: AMINFOFP.COM	Aug 26 2023 02:18:00	First Premier Bank, Attn: Bankruptcy, Po Box 5524, Sioux Falls, SD 57117-5524
25311996	+ EDI: IRS.COM	Aug 26 2023 02:18:00	IRS, PO Box 7346, Insolvency Unit, Philadelphia, PA 19101-7346
25330623	EDI: JEFFERSONCAP.COM	Aug 26 2023 02:18:00	Jefferson Capital Systems LLC, Po Box 7999, Saint Cloud MN 56302-9617
25311997	+ Email/Text: PBNCNotifications@peritusservices.com	Aug 25 2023 22:55:00	Kohls/Capital One, Attn: Credit Administrator, Po Box 3043, Milwaukee, WI 53201-3043
25320078	Email/PDF: resurgentbknotifications@resurgent.com	Aug 25 2023 22:45:49	LVNV Funding, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
25316087	Email/PDF: MerrickBKNotifications@Resurgent.com	Aug 25 2023 23:46:53	MERRICK BANK, Resurgent Capital Services, PO Box 10368, Greenville, SC 29603-0368
25324130	+ Email/Text: bankruptcydpt@mcmcg.com	Aug 25 2023 22:56:00	Midland Credit Management, Inc., PO Box 2037, Warren, MI 48090-2037

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Page 2 of 3

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25311998	+ Email/Text: ecfnotices@dor.mo.gov	Aug 25 2023 22:55:00	Missouri Dept of Revenue, 301 W High St, Jefferson City, MO 65101-1517
25311999	+ EDI: AGFINANCE.COM	Aug 26 2023 02:18:00	OneMain Financial, Attn: Bankruptcy, Po Box 3251, Evansville, IN 47731-3251
25349821	EDI: PRA.COM	Aug 26 2023 02:18:00	Portfolio Recovery Associates, LLC, PO Box 41067, Norfolk, VA 23541
25312334	+ EDI: RECOVERYCORP.COM	Aug 26 2023 02:18:00	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
25322148	EDI: Q3G.COM	Aug 26 2023 02:18:00	Quantum3 Group LLC as agent for, MOMA Trust LLC, PO Box 788, Kirkland, WA 98083-0788
25312001	Email/Text: BankruptcyFiling@stlouisco.com	Aug 25 2023 22:55:00	St Louis County Collector of Revenue, 41 South Central Ave, Saint Louis, MO 63105
25312000	+ Email/Text: BankruptcyTeam@scu.org	Aug 25 2023 22:56:00	Scott Credit Union, Attn: Bankruptcy, 101 Credit Union Way, Edwardsville, IL 62025-3504
25312002	+ EDI: COMCASTCBLCENT	Aug 26 2023 02:18:00	Telecom Self-reported, Po Box 4500, Allen, TX 75013-1311
25312005	+ Email/Text: usamoe.bankruptcy.filings@usdoj.gov	Aug 25 2023 22:55:00	United States Attorney, 111 South 10th St, 20th Floor, Saint Louis, MO 63102

TOTAL: 23

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
25311992		Cindy Branhan, venmo
cr	*+	PRA Receivables Management LLC, PO Box 41021, Norfolk, VA 23541-1021
25312003	*+	Telecom Self-reported, Po Box 4500, Allen, TX 75013-1311
25312004	*+	Telecom Self-reported, Po Box 4500, Allen, TX 75013-1311

TOTAL: 1 Undeliverable, 3 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 27, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 25, 2023 at the address(es) listed below:

Name	Email Address
Diana S. Daugherty	standing_trustee@ch13stl.com trust33@ch13stl.com
Kathryn Allene Klein	on behalf of Creditor Electro Savings Credit Union rb_bank@riezmanberger.com rbadmin@ecf.courtdrive.com

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Page 3 of 3

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Office of US Trustee

USTPRegion13.SL.ECF@USDOJ.gov

Susan L. Lissant

on behalf of Creditor Missouri Department of Revenue edmoecf@dor.mo.gov

William H. Ridings, Jr.

on behalf of Debtor Candice P Mathes ridingslaw2003@yahoo.com

TOTAL: 5